

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE  
COMMISSION

In The Matter of:

AN ADJUSTMENT OF THE ELECTRIC  
RATES, TERMS AND CONDITIONS OF  
LOUISVILLE GAS & ELECTRIC  
COMPANY

CASE NO. 2003-00433

PETITION FOR FULL INTERVENTION  
OF  
THE KROGER COMPANY

Pursuant to K.R.S. §278.310 and 807 KAR 5:001 Section 3(8), The Kroger Company (“Kroger”) requests that it be granted full intervenor status in the above captioned proceeding and states in support thereof as follows:

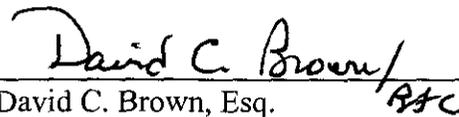
1. Kroger operates a substantial number of retail stores and distribution centers throughout the service area of Louisville Gas & Electric Company (“LG&E”) and purchases electric energy for these facilities from LG&E. Electric service represents a significant cost of doing business for Kroger. Kroger therefore has a special interest in this proceeding in that the Application may have a significant impact on the rates paid by Kroger to LG&E. The position of Kroger cannot be adequately represented by any existing party. Kroger intends to play a constructive role in the Commission’s decision making process herein and its participation will not unduly prejudice any party.

2. The attorney for Kroger authorized to represent it in this proceeding and to take service of all documents is:

David C. Brown, Esq.  
Stites & Harbison, PLLC  
400 W. Market Street, Suite 1800  
Louisville, KY 40202  
Phone: (502) 681-0421  
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E-mail: dbrown@stites.com

**WHEREFORE**, Kroger requests that it be granted full intervenor status in the above captioned proceeding.

Respectfully submitted,

A handwritten signature in cursive script that reads "David C. Brown". The signature is written over a horizontal line. To the right of the signature, the initials "ATC" are handwritten.

David C. Brown, Esq.  
Stites & Harbison, PLLC  
1800 Aegon Center  
400 West Market Street  
Louisville, KY 40202  
**Counsel for The Kroger Company**

## CERTIFICATE

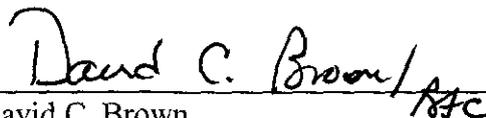
A copy of the foregoing Petition for Full Intervention has been served by United States mail on the following persons this the 8<sup>th</sup> day of January, 2004:

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David C. Brown